

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 1

95-P	IN THE MATTER OF THE)	HUSCH & EPPENBERGER
013	ESTATE OF:)	<u>MOTION TO EXTEND SETTLEMENT</u>
)	
	CECIL M. COLLINS)	
)	

DISPOSITION:

99-P	IN THE MATTER OF THE)	GEARHISER PETERS LOCKABY
271	ESTATE OF:)	CAVETT & ELLIOTT
)	<u>MOTION TO EXTEND TIME</u>
	JULIUS L. CHAZEN)	
)	

DISPOSITION:

00-P	IN THE MATTER OF THE)	SHUMACKER WITT GAITHER &
511	ESTATE OF:)	WHITAKER
)	<u>MOTION TO WITHDRAW</u>
	MARY L. JACKSON)	
)	

DISPOSITION:

01-P	IN THE MATTER OF THE)	McCOLPIN COFFMAN & WOODS
364	ESTATE OF:)	<u>MOTION TO OBJECT TO</u>
)	<u>DISBURSEMENT</u>
	HELEN HUMPHREY WILKES)	
)	

DISPOSITION:

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 2

01-P IN THE MATTER OF THE) SAMPLES JENNINGS RAY & CLEM
487 ESTATE OF:) **MOTION FOR ADDITIONAL TIME**
)
 BARNIE JOE HAGAN)
)

DISPOSITION:

01-P IN THE MATTER OF THE) BURNETTE DOBSON & HARDEMAN
615 ESTATE OF:) **MOTION FOR SUBSTITUTE**
) **TRUSTEE**
 PHILIP WALKER TABB)
)

DISPOSITION:

02-P IN THE MATTER OF THE) ANDERSON & BRIDGES
138 ESTATE OF:) (1) **MOTION FOR INSTRUCTIONS**
) JAMES A. HEWITT
 CARLOS DEAN BURNS) (2) **EXPEDITED MOTION TO**
) **CONTINUE TRIAL DATE**
) McCOLPIN COFFMAN & WOODS

DISPOSITION: Motion to be heard at trial - trial continued.

02-P IN THE MATTER OF THE) HUSCH & EPPENBERGER
489 ESTATE OF:) **MOTION TO EXTEND SETTLEMENT**
)
 BRYAN ALAN KNITTLE)
)

DISPOSITION:

03-P IN THE MATTER OF THE) GEARHISER PETERS LOCKABY

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 3

366 ESTATE OF:) CAVETT & ELLIOTT
) **MOTION TO EXTEND TIME**
 MURIEL G. MALLEN)
)

DISPOSITION:

03-P	IN THE MATTER OF THE)	SPEARS MOORE REBMAN &
384	ESTATE OF:)	WILLIAMS
)	<u>MOTION FOR ORDER TO KEEP</u>
	HARRIET ANNE BAYLOR)	<u>ESTATE OPEN FIVE (5) YEARS</u>
	AUSTIN)	
)	

DISPOSITION:

04-P	IN THE MATTER OF THE)	PRESLEY & SIMONDS
150	ESTATE OF:)	<u>MOTION FOR COURT APPROVAL</u>
)	<u>TO TENDER PROCEEDS TO C & M</u>
	NELLAVER ROGERS)	<u>UNTIL CLAIMED BY HEIR</u>
)	

DISPOSITION:

05-P	IN THE MATTER OF THE)	CHAMBLISS BAHNER & STOPHEL
516	ESTATE OF:)	<u>MOTION FOR APPROVAL OF FEES</u>
)	
	JAMES R. STABILE)	
)	

DISPOSITION:

06-P IN THE MATTER OF THE) PATRICK BEARD SCHULMAN &
143 ESTATE OF:) JACOWAY

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 4

BRUCE J. NEAL

) **MOTION TO APPROVE SALE**

) ALAN CATES

) JOHN KONVALINKA

) MARTIN LEVITT

) STEVE KABALKA

DISPOSITION:

06-P IN THE MATTER OF THE
498 ESTATE OF:

) LYNNE DECHMAN

) **MOTION TO APPROVE**
) **ADMINISTRATOR FEES**

ANNIE MAE HAND

DISPOSITION:

06-P IN THE MATTER OF THE
634 ESTATE OF:

) LYNNE DECHMAN

) **MOTION TO SELL REAL ESTATE**

JERRY HAYES LIVELY

DISPOSITION:

06-P IN THE MATTER OF THE
668 ESTATE OF:

) ROBERSON & HINTON

) **MOTION FOR ORDER TO SELL**
) **PROPERTY**

JACK ALBERT WHITE

DISPOSITION:

02- EDWARD L. STEELE
0864

) BURNETTE DOBSON & HARDEMAN
) **MOTION TO SET**
)

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 5

VS.

SISKIN STEEL & SUPPLY
COMPANY, INC.

LEITNER WILLIAMS DOOLEY &
NAPOLITAN

DISPOSITION:

04- KOMATSU AMERICA
1128 CORPORATION

SPICER FLYNN & RUDSTROM

VS.

RANDSTAD U.S., L.P.

LEITNER WILLIAMS DOOLEY &
NAPOLITAN

**MOTION TO AMEND ANSWER
AND COUNTERCLAIM**

DISPOSITION:

05- PERMANENT GENERAL
0712 ASSURANCE
CORPORATION OF OHIO

GLENDIA HAWKINS PIPKIN
**MOTION FOR JUDGMENT BY
DEFAULT**

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 6

VS.

TAMESHA M. PRATT,
LAKESHA PERCY, MARK
C. KIDWELL, AND
CHRISTOPHER KIDWELL

NO COUNSEL OF RECORD

DISPOSITION:

05- ATHENS FEDERAL
0813 COMMUNITY BANK

SAMPLES JENNINGS RAY & CLEM
MOTION TO COMPEL DISCOVERY

VS.

DINKER H. PATEL,
SURYAKANT N. PATEL,
ISVERBHAI PATEL, AND
SDI, INC.

CHAMBLISS BAHNER & STOPHEL
SHUMACKER WITT GAITHER &
WHITAKER

DISPOSITION:

05- PATRICIA ANDREWS
1127

SUMMERS & WYATT

VS.

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 7

U.S. XPRESS, ENTERPRISES
INC.

)
)
) THE FLEISSNER FIRM
) **MOTION TO DISMISS FOR LACK**
) **OF PROSECUTION**
)

DISPOSITION:

05-
1264

BOBBIE JEAN SCHWEIBISH

) PATRICK BEARD SCHULMAN &
) JACOWAY
)
)

VS.

DEBORAH C. YOSHIDA,
HOWARD T. YOSHIDA,
SUNTRUST BANK, and
SUNTRUST MORTGAGE, INC.

) DUNCAN & HATCHER
) (1) **MOTION TO ALLOW ADDITIONAL**
) **TIME TO FILE ANSWER**
) (2) **MOTION TO ALLOW ADDITIONAL**
) **TIME TO FILE ANSWER**
)

DISPOSITION:

06-
0446

JAY OLEJNICZAK and WENDY
OLEJNICZAK

) CAVETT & ABBOTT
)
)
)

VS.

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 8

DONALD KEYES, BOBBY
KEYES, individually and d/b/a
BOBBY KEYES
CONSTRUCTION, and JOHN
(CHRIS) GERMAN

)
)
)
)
)
)
)

DUNCAN & HATCHER
MOTION TO AMEND ANSWER

DISPOSITION:

06-
0585

PAPA PROPERTIES, LLC

)
)
)
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)
)
)
)
)
)

HUSCH & EPPENBERGER
**MOTION TO SET AND FOR
INSTRUCTIONS**

VS.

BRIAN DETARI

CAVETT & ABBOTT

DISPOSITION:

06-
0586

CARDIOVASCULAR CARE
CENTER, PLLC, MICHAEL D.
LOVE, M.D., CALVIN BELL,
M.D., WILLIAM E. BLALOCK
M.D., T. DAVID GBADEBO,
M.D., WALTER L. FEW, M.D.
AND JOHN V. GOLDING, III,

)
)
) (1)
)
) (2)
)
)
)

SPEARS MOORE REBMAN &
WILLIAMS
**MOTION FOR LEAVE TO FILE
AMENDED COMPLAINT**
**MOTION TO MODIFY COURT'S
PREVIOUS ORDER RESPECTING
DELIVERY OF MEDICAL CHARTS**

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 9

M.D.)	
)	
)	
VS.)	
)	
)	
GALEN MEDICAL GROUP,)	McKOON WILLIAMS & GOLD
P.C.)	
)	

DISPOSITION:

06-	DONNA ANDERSON)	BAKER DONELSON BEARMAN
0766)	CALDWELL & BERKOWITZ
)	
)	
VS.)	
)	
)	
BEACON HEALTH ALLIANCE)	SPEARS MOORE REBMAN &	
P.C., MOUNTAIN MANAGE-)	WILLIAMS	
MENT SERVICES, INC., and)	<u>MOTION TO COMPEL</u>	
DR. DAVID PHILLIPS)		
)		

DISPOSITION: Order.

06-	DAVIS MARKETING, INC.)	C. GEORGE CAUDLE
0880)	
)	
)	
VS.)	
)	
)	
)	

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 10

HERMAN E. DAVIS, JR., and)
DAVIS MARKETING)
INTERNATIONAL, LLC., a)
Florida Limited Liability Company)
)

GRANT KONVALINKA & HARRISON
MOTION TO TRANSFER

DISPOSITION:

06- GARY HAYNES)
0906)

WARREN & GRIFFIN

VS.)

MUELLER COMPANY)

**SPEARS MOORE REBMAN &
WILLIAMS
MOTION TO DISMISS**

DISPOSITION:

06- ERAS ANTHONY MINES AND)
0992 WIFE LINDA MOSS MINES)

PATRICK BEARD SCHULMAN &
JACOWAY
MOTION FOR DEFAULT JUDGMENT
AND TO SET

VS.)

DEANNA AKERS, NEIL)

NO COUNSEL OF RECORD

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 11

ULRICH AND FERNANDO)
MARTINEZ)
)

DISPOSITION: Strike at request of Movant.

06- STEPHEN DEFRIESE) BURNETTE DOBSON & HARDEMAN
1002)
)
)
VS.)
)
)
SOUTHERN CELLULOSE) FRANKLIN COOPER & MARCUS
PRODUCTS) **MOTION TO DISMISS FOR PRIOR**
) **SUIT PENDING**
)

DISPOSITION:

06- HICKORY VALLEY) STULCE & YANTIS
1022 CHRISTIAN CHURCH)
)
)
VS.)
)
)
GERRY I. WARNER and wife,) DAVIS & HOSS
CYNTHIA K. WARNER, and) (2) **MOTION TO LIFE RESTRAINING**
NEW HOPE MEDICAL) **ORDER**

MOTION DOCKET CHANCERY COURT PART JANUARY 8, 2007 P. 12

EQUIPMENT, INC.)	SAMPLES JENNINGS RAY & CLEM
) (1)	<u>MOTION TO LIFT RESTRAINING</u>
)	<u>ORDER</u>
)	

DISPOSITION:

05- 0758	SHELIA A. BAILEY)	WEILL DURAND & LONG
)	<u>MOTION TO COMPEL SALE</u>
)	<u>OF REAL ESTATE</u>
)	
	VS.)	
)	
)	
	BRUCE O. BAILEY, SR.)	GEORGE LANE FOSTER
)	

DISPOSITION:

06- 0776	TAYLOR RANDOLPH VICKERS)	DIETZEN & ATCHLEY
)	<u>MOTION TO REDUCE ALIMONY</u>
)	<u>PENDENTE LITE</u>
)	
)	
	VS.)	
)	
)	
	ELIZABETH W. VICKERS)	ROBERSON & HINTON
)	

DISPOSITION:

06- STACEY H. MOBLEY
0820

VS.

JAMES L. MOBLEY

)
)
)
)
)
)
)
)
)
)
)

ROBERSON & HINTON

MOTION FOR ALIMONY and
CHILD SUPPORT PENDENTE LITE

MITCHELL MEEKS

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

97-P	IN THE MATTER OF THE)	SPEARS MOORE REBMAN &
414	ESTATE OF:)	WILLIAMS
)	<u>MOTION FOR ORDER TO</u>
	ALICE GAYLE MONEY)	<u>SHOW CAUSE</u>
)	
)	
)	

DISPOSITION:

03-P	IN THE MATTER OF THE)	REBECCA L. HICKS
147	ESTATE OF:)	<u>MOTION TO EXTEND TIME</u>
)	
	PATRICIA LEE PARKER)	
)	

DISPOSITION:

03-P	IN THE MATTER OF THE)	KENTON HOLLOWAY
354	ESTATE OF:)	<u>MOTION TO EXTEND TIME</u>
)	
	CREED VANCE FUGATE)	
)	

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

01-0140	KIRIT NAIK, MALTI NAIK and GAURANG NAIK, as executors of the Estate of B.G. NAIK, individually and on Behalf of the shareholders of Nita Enterprises, Inc., d/b/a Supreme Products)	DUNCAN & HATCHER
)	
)	WOODEN FULTON & SCARBOROUGH
)	<u>MOTION TO COMPEL</u>
)	
)	
	VS.)	
)	
	AJIT C. DESAI, CHETAN C. DESAI, VIJAY B. DESAI, BHARATI C. DESAI and NITA ENTERPRISES, INC. d/b/a SUPREME PRODUCTS)	GRANT KONVALINKA & HARRISON
)	
)	BERKE BERKE & BERKE
)	
)	
	<u>DISPOSITION:</u>)	
)	
04-0185	CHATTANOOGA COMMUNITY DEVELOPMENT FINANCIAL INSTITUTION, INC. AND CITY OF CHATTANOOGA)	GRANT KONVALINKA & HARRISON
)	
)	
)	NELSON McMAHAN & NOBLETT
)	
)	
	VS.)	
)	
)	
)	
	INNER-CITY DEVELOPMENT CORPORATION)	ROBERSON & HINTON
)	<u>MOTION TO CONFIRM RECEIVER'S</u>
)	<u>FINAL REPORT AND</u>
)	<u>APPLICATION FOR DISCHARGE</u>
)	

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

04- 1012	EDDIE JOHNSON)	WARREN & GRIFFIN
)	<u>MOTION FOR AUTHORIZATION</u>
)	<u>OF MEDICAL TREATMENT</u>
)	
	VS.)	
)	
)	
	EAST BRAINERD LUMBER)	SPICER FLYNN & RUDSTROM
	CO., INC., and SUE ANN)	
	HEAD, Director of the Division)	
	of Workers' Compensation of)	
	the Department of Labor and)	
	Workforce Development for the)	
	State of Tennessee and Custodian)	
	of the Second Injury Fund)	
)	

DISPOSITION:

04-C 1265	NATHANIEL B. GALYON)	GRACE E. DANIELL
)	<u>MOTION TO REINSTATE AND</u>
)	<u>TO ALTER OR AMEND</u>
)	
	VS.)	
)	
)	
	ST. PAUL'S EPISCOPAL)	SPEARS MOORE REBMAN &
	CHURCH a/k/a ST. PAUL'S)	WILLIAMS
	CHATTANOOGA, A)	
	CORPORATION)	
)	

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

05- MTN. VIEW FORD, INC.)
0834)
)
)
)
)
VS.)
)
)

SPEARS MOORE REBMAN &
WILLIAMS
SPICER FLYNN & RUDSTROM
MOTION TO COMPEL

JAMES R. KING, individually
and d/b/a KING'S
CONSTRUCTION, a/k/a
KING CONSTRUCTION
COMPANY, PHIL HUNT,
STANLEY STEPHENS, and
RICHARD WOODEN

KEITH H. GRANT

L. THOMAS AUSTIN
KEITH H. GRANT
HOWARD L. UPCHURCH

DISPOSITION:

06- AMERICAN GENERAL)
0186 LIFE AND ACCIDENT)
INSURANCE COMPANY)
)
)
)
)

BASS BERRY & SIMS

VS.)
)
)
)
)

DORIS KING; YVETTE)
MICHELLE JOHNSON;) (1)
FRANKLIN-STRICKLAND) (2)
FUNERAL DIRECTORS a/k/a)
FRANKLIN-STRICKLAND)
FUNERAL HOME, INC.; and)
FORD ACCEPTANCE)
CORPORATION)
)

JIM PURPLE
MOTION TO DISMISS
MOTION TO ENFORCE SETTLEMENT
JOHN McCLARTY
COPELAND WHITTENBURG &
MEEKS
MARK ROTHBERGER

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

06-0415	NICHOLAS COFRANCESCO)	DUNCAN & HATCHER
	and WIFE, ESTELLE)	<u>MOTION TO COMPEL</u>
	COFRANCESCO)	
)	
)	
	VS.)	
)	
)	
	LUCY PAPANDREA)	PRO SE
)	

DISPOSITION:

06-0482	THOMAS D. SHEEHY and)	PATRICK BEARD SCHULMAN &
	BRENDA J. SHEEHY)	JACOWAY
)	<u>MOTION TO COMPEL T. LUKETIC</u>
)	<u>AND D. LUKETIC TO RESPOND</u>
	VS.)	
)	
)	
	TDL CONSTRUCTION, INC.)	WILLIAM M. FOSTER
	THOMAS D. LUKETIC, and)	MILLIGAN BARRY & EVANS
	DONNA L. LUKETIC)	
)	

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

06-0555	JERRY W. HAYMONS)	WEILL DURAND & LONG
)	<u>MOTION FOR PANEL OF</u>
)	<u>PHYSICIANS</u>
)	
)	
	VS.)	
)	
)	
	JAKE MARSHALL SERVICE)	LEITNER WILLIAMS DOOLEY &
	INC., and HARLEYSVILLE)	NAPOLITAN
	INSURANCE COMPANY)	
)	

DISPOSITION:

06-0656	WENDOLYN BOHN-)	DUNCAN & HATCHER
	RANDOLPH, n/k/a)	
	WENDOLYN BROADRICK)	
)	
)	
	VS.)	
)	
)	
	HES CONSTRUCTION, LLC)	MILLER & MARTIN
	JACK WEBB, H. EDWARD)	<u>MOTION TO DISMISS</u>
	SMITH, JAN SUTTON SMITH)	
)	

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

06- 0698	DANIEL L. HARVEY)	LAW OFFICE MORGAN ADAMS
) (1)	<u>MOTION TO SET</u>
)	
)	
	VS.)	
)	
)	
	MITCHELL SHELTON)	LEITNER WILLIAMS DOOLEY &
	CONSTRUCTION CO. INC.)	NAPOLITAN
) (2)	<u>MOTION TO STRIKE THE C-32</u>
)	<u>FORM OF DR. GREGORY WHITE</u>
)	<i>(filed 12-13-06)</i>
) (3)	<u>MOTION TO COMPEL</u>

DISPOSITION:

06- 0700	REBECCA SUTTON)	MILLER & MARTIN
)	
)	
)	
	VS.)	
)	
)	
	SAM'S CLUB EAST)	ALLEN KOPET & ASSOCIATES
)	<u>MOTION TO COMPEL</u>
)	

DISPOSITION:

MOTIONS PASSED FROM PREVIOUS DOCKETS

05-1098	DONALD L. MALONE and wife RENA M. MALONE)	WILLIAM M. FOSTER
) (2)	<u>MOTION TO COMPEL DISCOVERY</u>
)	<u>AND EXTEND TIME FOR RESPONSE</u>
)	
)	
	VS.)	
)	
)	
	JIMMY CHAPIN,)	CAMPBELL & CAMPBELL
	CUMMINGS COVE, LLC, and) (1)	<u>MOTION FOR SUMMARY</u>
	REALTY CENTER OF)	<i>(filed 11-30-06)</i>
	CHATTANOOGA, INC., d/b/a)	SPICER FLYNN & RUDSTROM
	REALTY CENTER GMAC)	
)	

DISPOSITION: Set for 1-8-07 at 1:30 p.m.

06-0406	JERRY SEXTON AND SEXTON CONSTRUCTION CORPORATION)	WAGNER NELSON & WEEKS
) (1)	<u>MOTION TO COMPEL</u>
)	
)	
	VS.)	
)	
)	
	GARY HEDGES AND)	SPICER FLYNN & RUDSTROM
	COMPREHENSIVE HEALTH) (2)	<u>MOTION FOR SUMMARY</u>
	CARE SERVICES,)	<u>JUDGMENT</u> <i>(filed 12-4-06)</i>
	INCORPORATED)	
)	

DISPOSITION: (1) and (2) Set for 1-8-07 @ 2:00 p.m.